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FACSIMILE COVER SHEET

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DATE: January 23, 2004

TO: Examiner Mark Ruthkosky
Group Art Unit: 1745

FAX #: 703-872-9311

PHONE #: 703-305-0587

Application No.: 09/435,748
Applicant: BUCKLEY et al.
Due Date: January 23, 2004

OUR REF.: 2950.27US01

FROM: Peter S. Dardi, Ph.D.
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

- 1) Notice of Appeal.

Sincerely,

Peter S. Dardi, Ph.D.
Reg. No. 39,650

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

January 23, 2004
Date

Peter S. Dardi

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2950.27US01

BUCKLEY et al.

Confirmation No.: 5623

Application No.: 09/435,748

Examiner: M. Ruthkosky

Filed: November 8, 1999

Group Art Unit: 1745

For: BATTERIES WITH THIN ELECTRODES

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Appeals from the Office Action (Paper No. 25) mailed October 23, 2003, finally rejecting claims 29-44, 52-54 and 58-89 in the above-identified patent application. The Commissioner is hereby authorized to charge Deposit Account No. 16-0631 in the amount of \$165.00 to cover the official fee for a small entity.

Respectfully submitted,

Peter S. Dardi, Ph.D.
Registration No. 39,650

Customer No. 24113
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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

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